

FILED

JUL 17 2006

BANKRUPTCY COURT
OAKLAND, CALIFORNIA

IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

In Re:

Michael James Chaput

Debtors

)
Case No. 04-45521 RJN
)
)
Chapter 7
)
ORDER TO PAY UNCLAIMED FUNDS
)

It appearing that the check(s) made payable to CA-Emeryville Properties Limited Partnership in the total amount of \$8,541.24 was not cashed within the 90 day limit and an unclaimed money report was entered on October 24, 2005 to close the account and transfer the monies to the Clerk, U. S. Bankruptcy Court, for deposit with the U.S. Treasury or the designated local depository, and

It further appearing that CA-Emeryville Properties Limited Partnership is now claiming the above monies in the application attached hereto.

IT IS ORDERED that the Clerk of the Bankruptcy Court pay said sum of \$8,541.24 to the order of CA-Emeryville Properties Limited Partnership, Attn: Matthew H. Koritz, VP Litigation Counsel, Two North Riverside Plaza, Suite 2100, Chicago, IL 60606.

Dated

7/16/06



UNITED STATES BANKRUPTCY JUDGE

May 9, 2006

United States Bankruptcy Court
Post Office Box 7341
San Francisco, CA 94120-7341
Attention: Toni Taylor

RE: *In re Chaput, Michael James*
Case No. 04-45521 RJP

Dear Ms. Taylor:

Enclosed please find a copy of certain documents that relate to a distribution in the amount of \$8,541.24, that CA-Emeryville Properties Limited Partnership ("CA-Emeryville") was to have received. Also enclosed is the original distribution check that was lost for some time and just recently discovered.

This is a request that another distribution check be issued to CA-Emeryville and sent to my attention at the address noted below. The information contained in this letter is true and correct under penalty of perjury.

Please contact me with any questions. Thank you.

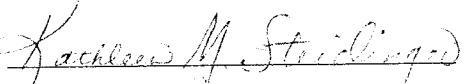
Sincerely,



Matthew H. Koritz
Vice-President
Litigation Counsel

Subscribed and Sworn before me this 9th day of May 2006.

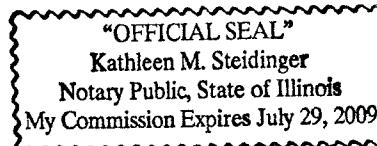
Notary Public



My commission expires on July 29, 2009.

Enclosures

cc: U.S. Attorney for the Northern District of California



**Equity Office Properties Trust**

Two North Riverside Plaza, Suite 2100
Chicago, Illinois 60606

phone 312.466.3300 fax 312.454.0332
www.equityoffice.com

Writer's Direct Dial
312.466.3445

Writer's Direct Fax
312.775.6574

Writer's E-mail address
Matt_Koritz@equityoffice.com

May 30, 2006

United States Bankruptcy Court
Post Office Box 7341
San Francisco, CA 94120-7341
Attention: Toni Taylor

***RE: In re Chaput, Michael James
Case No. 04-45521 RJP***

Dear Ms. Taylor:

Per your enclosed May 16th letter, please note that the check should be issued to CA-Emeryville and sent to my attention at the address noted below. Also enclosed is the additional information you requested.

Please contact me with any questions. Thank you.

Sincerely,

Matthew H. Koritz
Vice-President
Litigation Counsel

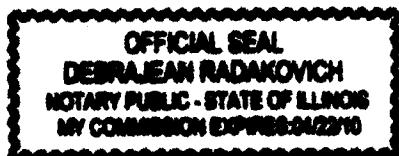
Subscribed and Sworn before me this 30th day of May 2006.

Notary Public Debra Jean Radakovich

My commission expires on 4/22/2010.

Enclosures

cc: U.S. Attorney for the Northern District of California





Matthew H. Koritz
Vice President, Legal
phone 312.466.3445
fax 312.454.0752
matt_koritz@equityoffice.com

Equity Office
Two North Riverside Plaza, Suite 2100
Chicago, Illinois 60606
phone 312.466.3300
www.equityoffice.com

Secretary's Certificate

I, **Robin Mariella**, hereby certify that I am the duly elected and acting Assistant Secretary of Equity Office Management, L.L.C., a Delaware limited liability company ("EOM"), and hereby certify as follows:

1. That EOM is the non-member manager of EOM GP, L.L.C., a Delaware limited liability company, which is the general partner of **CA-EMERYVILLE PROPERTIES LIMITED PARTNERSHIP**, a **Delaware limited partnership** ("CA-Emeryville"), and in such capacity has full power and authority to take all actions deemed necessary or desirable by CA-Emeryville to conduct the business of CA-Emeryville including, but not limited to, making an application claiming funds, to the Bankruptcy Court for the Northern District of California in the Michael James Chaput Chapter 7 matter (Case No. 04-45521 RJN).

2. As of the date hereof, (i) **MATTHEW H. KORITZ** is the duly elected and qualified **Vice President – Legal** of EOM and in such capacity is authorized to execute and deliver any legal documents related thereto on behalf of EOM, and (ii) the signature appearing opposite of his name below is his genuine signature.

MATTHEW H. KORITZ



IN WITNESS WHEREOF, I have executed this certificate as Assistant Secretary of EOM this ____ day of May 2006.



Robin Mariella
Assistant Secretary

Paul J Mansdorf, Trustee
4071 San Pablo Dam Road
#433
El Sobrante, CA 94803
Telephone: (510) 262-0745

FILED

OCT 24 2005

UNITED STATES BANKRUPTCY COURT
SAN FRANCISCO, CA

Trustee in Bankruptcy

IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA – Oakland

In re:

CHAPUT, MICHAEL JAMES

Case No. 04-45521 RJD

Chapter 7

NOTICE OF UNCLAIMED
DIVIDENDS

Debtor(s)

TO THE CLERK, UNITED STATES BANKRUPTCY COURT:

Pursuant to Federal Rule 3011, the trustee in the above-captioned case hereby turns over to the Court, unclaimed dividends in the amount of \$8,541.24. The name(s) and address(es) of the claimants entitled to the unclaimed dividends are as follows:

Claim #	Name & Address of Claimant	Claim Amount	Dividend Amount
3	CA-Emeryville Properties Limited Partnership 2 North Riverside Plaza #1600, Chicago, IL 60606	201,292.72	8,541.24
Total Unclaimed Dividends			\$8,541.24

Dated: October 19, 2005



Paul J Mansdorf, TRUSTEE

THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER WITH THE "CHASE" LOGO FADING IN THE BACKGROUND

JPMORGAN CHASE BANK, N.A.

4 New York Plaza, 17th Floor, New York, NY 10004

Case

Estate of

04-45521 RJN
CHAPUT, MICHAEL JAMES
312981681966

Dividend paid: 4.24% on \$201,292.72; Claim# 3; Filed: \$201,292.72; Reference:

TID #007400

Paul J. Mansdorf, Trustee
4071 San Pablo Dam Road
#433
El Sobrante CA 94803

Date 06/16/2005

\$ * * * * * 8,541.24

VOID AFTER 90 DAYS

106
12/210

Pay to the
Order of
CA-Emeryville Properties Limited Partnership
2 North Riverside Plaza #1600
Chicago IL 60606

Paul J. Mansdorf, Trustee

THE BACK OF THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK - HOLD AT AN ANGLE TO VIEW

"00000106" 0210000210312981681966"

Northern District of California

Claims Register

04-45521 Michael James Chaput CASE CLOSED on 01/24/2006

Judge: Randall J. Newsome

Chapter: 7

Office: Oakland

Last Date to file claims:

Trustee: Paul Mansdorf

Last Date to file (Govt):

<i>Creditor:</i> CA-Emeryville Properties Limited Partnership 2 North Riverside Plaza #1600 Chicago, IL 60606	Claim No: 3 <i>Filed:</i> 02/04/2005 <i>Entered:</i> 02/07/2005	<i>Status:</i> <i>Filed by:</i> CR <i>Entered by:</i> rba <i>Modified:</i>
Unsecured claimed: \$201292.72		
Total claimed: \$201292.72		
<i>History:</i> 3-1 02/04/2005 Claim #3 filed by CA-Emeryville Properties Limited Partnership , total amount claimed: \$201292.72 (rba)		
<i>Description:</i>		
<i>Remarks:</i>		

Claims Register Summary

Case Name: Michael James Chaput

Case Number: 04-45521

Chapter: 7

Date Filed: 10/08/2004

Total Number Of Claims: 1

	Total Amount Claimed	Total Amount Allowed
Unsecured	\$201292.72	
Secured		
Priority		

United States Bankruptcy Court

Northern District of California

PROOF OF CLAIM

In re (Name of Debtor) Chaput, Michael James

Case Number 04-45521 RN 7

NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A "Request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.

Name of Creditor CA-Emeryville Properties Limited Partnership
(The person or other entity to whom the debtor owes money or property)

Name and Address where Notices Should be Sent
CA-Emeryville Properties Limited Partnership
Two North Riverside Plaza – Suite 1600
Chicago, Illinois 60606

ATTN: Matthew H. Koritz, Esq.

Telephone No. (312) 466-3300

Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars

Check Box if you have never received any notices from the bankruptcy court in this case

Check box if the address differs from the address on the envelope sent to you by the court

ACCOUNT OR OTHER NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR:

PCS Networks, Inc.

 replaces

Check here if this claim a previously filed claim, dated:

 amends

1. BASIS FOR CLAIM

- Goods sold
- Services performed
- Money loaned
- Personal injury/wrongful death
- Taxes

Other (Describe briefly) Personal guaranty by Debtor of Office Lease

Retiree benefits as defined in 11 U.S.C. § 1114(a)

Wages, salaries, and compensation (Fill out below)

Your social security number

Unpaid compensation for services performed
from _____ to _____

(date)

(date)

2. DATE DEBT WAS INCURRED VARIOUS

3. IF COURT JUDGMENT, DATE OBTAINED:

4. CLASSIFICATION OF CLAIM. Under the Bankruptcy Code all claims are classified as one or more of the following: (1) Unsecured nonpriority, (2) Unsecured Priority, (3) Secured. It is possible for part of a claim to be in one category and part in another.

CHECK THE APPROPRIATE BOX OR BOXES that best describe your claim and STATE THE AMOUNT OF THE CLAIM AT THE TIME CASE FILED.

 SECURED CLAIMS

Attach evidence of perfection of security interest

Brief Description of Collateral:

Real Estate Motor Vehicle Other (Describe briefly)

Amount of arrearage and other charges at time case filed included in secured claim above, if any \$

 UNSECURED NONPRIORITY CLAIM \$201,292.72

A claim is unsecured if there is no collateral or lien on property of the debtor securing the claim or to the extent that the value of such property is less than the amount of the claim.

 UNSECURED PRIORITY CLAIMS

Specify the priority of the claim.

- Wages, salaries, or commissions (up to \$2000), earned not more than 90 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier–11 U.S.C. § 507(a)(3)
- Contributions to an employee benefit plan–11 U.S.C. § 507(a)(4)
- Up to \$900 of deposits toward purchase, lease, or rental of property or services for personal, family, or household use–11 U.S.C. § 507(a)(6)
- Taxes or penalties of governmental units–11 U.S.C. § 507(a)(7)
- Other—Specify applicable paragraph of 11 U.S.C. § 507(a)

5. TOTAL AMOUNT OF
CLAIM AT TIME
CASE FILED:

\$ 201,292.72
(Unsecured)

(Secured)

\$
(Priority)\$201,292.72
(Total)

Check this box if claim includes charges in addition to the principal amount of the claim. Attach itemized statement of all additional charges.

6. CREDITS AND SETOFFS: The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim. In filing this claim, claimant has deducted all amounts that claimant owes to debtor.

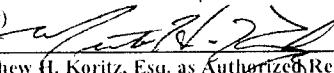
THIS SPACE IS FOR
COURT USE ONLY

7. SUPPORTING DOCUMENTS: Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, or evidence of security interests. If the documents are not available, explain. If the documents are voluminous, attach a summary.

8. TIME-STAMPED COPY: To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim.

Date

2/3/05

Sign and print the name and title, if any, of the creditor or other person authorized to file this claim
(attach copy of power of attorney, if any)
Matthew H. Koritz, Esq. as Authorized Representative

*OF ORIGINAL COPY
2005 FEB -4 PM 3:28
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
THIS SPACE IS FOR
COURT USE ONLY*

CA Emeryville Properties Limited Partnership as Successor-in-Interest to Spieker Properties, L.P. ("EOP") is the landlord and lessor of certain realty as described in the Watergate Office Lease, Partial Lease Termination Agreement and First Amendment to Lease (collectively, the "Lease") attached hereto. Said Lease was entered into with PCS Networks, Inc. Concurrently, Michael J. Chaput ("Chaput"), the Debtor herein, executed a Continuing Lease Guaranty, which unconditionally guaranteed performance of any and all obligations under the Lease. EOP obtained legal possession of the space effective 4/16/2004. The Lease expired on 8/30/2004.

Prepetition Damages:

12/1/2003 rent	\$3,572.01
12/1/2003 escalations	\$2,155.99
1/1/2004 rent	\$21,479.17
1/1/2004 escalations	\$2,155.99
2/1/2004 rent	\$21,479.17
2/1/2004 escalations	\$2,155.99
2/1/2004 late fee	\$1,181.76
3/1/2004 rent	\$21,479.17
3/1/2004 escalations	\$2,155.99
3/1/2004 late fee	\$1,181.76
3/1/2004 keys	\$25.00
4/1/2004 rent	\$21,479.17
4/1/2004 escalations	\$2,581.71
5/1/2004 rent	\$21,479.17
5/1/2004 escalations	\$2,581.71
6/1/2004 escalation reconciliation	\$53.58
6/1/2004 rent	\$21,479.17
6/1/2004 escalations	\$2,581.71
6/1/2004 elevator charge	\$354.64
7/1/2004 rent	\$21,479.17
7/1/2004 escalations	\$2,581.71
7/1/2004 elevator charges	\$704.08
8/1/2004 rent	\$22,333.19
8/1/2004 escalations	\$2,581.71

TOTAL PREPETITION: \$201,292.72

EOP reserves all of its rights to amend and modify its Proof of Claim, including to increase the amount due to it if additional amounts of debt relating to this transaction are subsequently discovered or inappropriate credit has been given the Debtor.

The filing of this Proof of Claim shall not constitute a waiver of EOP's right to a trial by jury and EOP hereby reserves its right to a trial by jury in any dispute that may arise between it and the Debtor, either involving this Proof of Claim or otherwise.

IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA – OAKLAND

In re:) Case No. 04-45521 RJD
)
CHAPUT, MICHAEL JAMES) Chapter 7
)
) NOTICE OF SERVICE
Debtor)
)

Notice is hereby given to the court that on May 30th, 2006, a copy of this application, claiming funds on behalf of creditor CA-Emeryville Properties Limited Partnership, was mailed to the U.S. Attorney for the Northern District of California, 450 Golden Gate Avenue, Post Office Box 36055, San Francisco, California 94102.

I certify that the foregoing is true and correct under penalty of perjury.



Petitioner's Signature

Matthew H. Koritz, as Authorized Agent